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United States Courts
Southern District of Texas
FILED

NOV 1 2 2015

David J. Bradley, Clerk of Court

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

HOUSTON DIVISION

UNITED STATES OF AMERICA	§	
	§	
VS	§	CRIMINAL NO. H-12-429 SSS
	§	
ERNEST MICHAEL MBWILE, A.K.A. Geofey BWIRE, A.K.A. Geofrey Bwire MBWILE, A.K.A. Jofre Bwire MBWILE, A.K.A. Ernest Bwire MBWILE **(4),**	§	

THIRD SUPERCEDING INDICTMENT

THE GRAND JURY CHARGES THAT:

COUNT ONE
(Conspiracy to Possess with Intent to Distribute)

From on or about December 1, 2010, up to April 16, 2014, in the Houston Division of the Southern District of Texas, and elsewhere,

ERNEST MICHAEL MBWILE, A.K.A.
Geofey BWIRE, A.K.A. Geofrey Bwire
MBWILE, A.K.A. Jofre Bwire MBWILE,
A.K.A. Ernest Bwire MBWILE,

defendants herein, did knowingly, unlawfully and intentionally combine, conspire, confederate and agree with each other and others, known and unknown to the Grand Jury, to possess with the intent to distribute a controlled substance. This violation involved one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1); 841(b)(1)(A)(i) and 846.

Notice of Criminal Forfeiture

Pursuant to Title 21, United States Code, Section 853, as the result of the commission of a violation of Title 21, United States Code, Sections 841(a)(1); 841(b)(1)(A)(i), the United States of America hereby gives notice that the defendants:

ERNEST MICHAEL MBWILE, A.K.A.
Geofey BWIRE, A.K.A. Geofrey Bwire
MBWILE, A.K.A. Jofre Bwire MBWILE,
A.K.A. Ernest Bwire MBWILE,

shall forfeit to the United States of America-

(1) any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such violations; and
(2) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such violations.

In the event that the property which is subject to forfeiture to the United States, as a result of any act or omission of the defendants:

(1) cannot be located upon exercise of due diligence;
(2) has been placed beyond the jurisdiction of the Court;
(3) has been transferred or sold to, or deposited with a third party;
(4) has been substantially diminished in value; or has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States to seek forfeiture of any other property of the defendant up to the value of such property, pursuant to 21 U.S.C. §853(p).

A TRUE BILL

Original Signature on File

FOREPERSON OF THE GRAND JURY

KENNETH MAGIDSON
UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF TEXAS
By:

RICHARD J. MAGNESS
Assistant United States Attorney
(713) 567-9527